Docket No. 70004-9601-CIP2

Declaration and Power of Attorney For Patent Application English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PROGRAMMABLE APPLIANCE CONTROLLER

the specification of	which		
(check one)			
is attached here	eto.		
□ was filed on		as United States Application No.	. or PCT International
Application Nur	mber		
and was amend	ded on		
		(if applicable)	
I hereby state that including the claims	I have reviewed and unders s, as amended by any amer	stand the contents of the above independent referred to above.	identified specification,
acknowledge the1.56, including for	duty to disclose information continuation-in-part apple	which is material to patentability	/ as detined in 37 CFR
between the filing (date of the prior applciation	and the national or PCT interna	
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60/160,275	10/19/1999			
(Application Serial No.)	(Filing Date)	,		
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(Application Serial No.)	(Filing Date)	_		

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

09/692,892 (6,700,333)	10/19/2000	Patented		
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)		
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)		
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Page 3 of 4

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following agent(s) to prosecute this application and transact all business in the Patent and connected therewith. (list name and registration number) Jeffrey D. Myers, Reg. No. 35,964	
and a second	
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Direct Telephone Calls to: (name and telephone number) Jeffrey D. Myers, 505-998-1502 (direct line) or 505-998-1509 (main switchboard)	
Programmable Appliance Controller page 1/2	
Full name of sole or first inventor David C. Nemir	
= · · · · · · · · · · · · · · · · · · ·	Date
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Third inventor's signature			VX/)	Date -26.	
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Fourth inventor's signature					Date	<u>-</u>
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Full name of sligh inventor, i	f any					
Sixth inventor's signature					Date	-
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I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 via Label No. EV402864362US on February 26, 2004, addressed to Mail Stop Patent Application, Commissioner for Patents, Alexandria, Virginia 22313-1450.

Susan Cowell, Paralegal

February 26, 2004 Date Signed

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

David C. Nemir, et al.

Serial No.:

To Be Assigned

Examiner: Unknown

Filing Date:

February 26, 2004

Group Art Unit: Unknown

For:

PROGRAMMABLE APPLIANCE CONTROLLER

Attorney Docket No. 70004-9601-CIP2

ASSOCIATE POWER OF ATTORNEY

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Jeffrey D. Myers, a principal attorney in the above-identified application for Letters Patent, hereby appoints:

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as associate attorneys with full power.

Respectfully submitted.

Date: February 26, 2004

Jeffrey D. Myers, Reg. No. 35,964

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